GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Endowments Department – Sri Varaha Lakshmi Narasimha Swamy Devasthanam, Simhachalam – Land of Ac.144.75 cts. acquired by VUDA under Integrated Under Development Project Scheme – Cancellation of G.O. Ms. No. 237, dated 28.3.1990 – Orders – Issued.

REVENUE (ENDTS.II) DEPARTMENT

G.O.MS.No. 257 **Dated:9th July, 2015.**

Read the following:

1) G.O. Ms. No. 237, Revenue (Endts.IV) Dept., Dt. 28.3.1990.
2) From the Commissioner, Endowments Dept., Hyderabad
Letter No. L3/ 18382/ 2004, dated 3.12.2014.

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ORDER:

An extent of 144.75 acres in several survey numbers in Vepagunta Village belonging to S.V.L.N.S. Devasthanam was notified under Land Acquisition Act in 1982 by VUDA. At that time settlement proceedings under the provisions of Inams Abolition Act 1956 were still pending for Vepagunta Village. The then L.A.O. had passed (6) awards in respect of said land admeasuring 144.75 acres and the entire amount of Rs.32,47,057.75 ps. was deposited in the Civil Court U/s 30 of 31(2) of L.A. Act as the title was still undecided at that time.

2. Subsequently, Government issued orders vide G.O. Ms. No. 237, dated 28.3.1990 for apportionment of compensation between the temple and tenants in the ratio of 1:2 in respect of the said land under land acquisition by VUDA.

3. In the reference 2nd read above, the Commissioner, Endowments has informed that there is no specific provision either in Inam Abolition Act or in the Endowments Act for apportionment of compensation between the Devasthanam (Inamdar) and the tenant. The Devasthanam has not receive any amount from the local Civil Court so far as indicated in G.O. Ms. No. 237, dated 28.3.1990. Subsequently, the issue of rights under Inam Abolition Act was decided and Rythwari Patta was granted in favour of Devasthanam in the year 1996 & 1997. Hence, the temple is entitled for entire compensation. There is no subsisting lease or agreement between the temple and the persons claiming occupation in respect lands belonging to Simhachalam Devasthanam in Vepagunta Village under Acquisition of VUDA for IUDP Scheme.

4. Further the Commissioner, Endowments has requested the Government that earlier orders were issued vide G.O. Ms. No. 237, Revenue (Endts.IV) Dept., dated 28.3.1990 for apportionment of compensation to the Devasthanam and cultivating tenants at 1:2 ratio has to be reviewed and cancelled as the same is contrary to the provisions of A.P. (AA) Inams Abolition Act, 1956. Only the Devasthanm is having absolute right over the above lands in view of issuance of Ryothwari pattas by the M.R.O., Pendurthi during 1996-97 which orders have become final. No tenants or occupant will be entitled for any share in the compensation.

5. The Government has carefully re-examined the whole issue. Government conclude that since the orders issued in G.O. Ms. No. 237, Revenue (Endts.IV) Dept., dated 23.3.1990 is contrary to the provisions of the A.P. Inam Abolition Act, 1956 and since the Devasthanam is declared the undisputed and rightful owner of the lands in question no tenants or occupants will be entitled for any share in the compensation. Hence, Government hereby cancel the G.O. Ms. No.237, Revenue (Endts.IV) Dept., dated 23.3.1990.

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6. The Commissioner, Endowments shall take further necessary action in the interest of Devasthanam and submit compliance.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.S.V. PRASAD
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner, Endowment Department, A.P., Hyderabad.
The V.C. & M.D., VUDA, Visakhapatnam.
The District Collector, Visakhapatnam.
The R.J.C., Kakinada.
The Executive Officer, Sri Varaha Lakshmi Narasimha Swamy Devasthanam, Simhachalam, Visakhapatnam.
Copy to:
P.S. to M (Endts.)
P.S. to Prl. Secretary (Endts)
SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER